UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEW JERSEY Caption in Compliance with D.N.J. LBR 9004-1

# YOUNG CONAWAY STARGATT & TAYLOR, LLP

Edwin J. Harron, Esq. (Bar No. 040701995)

Rodney Square

1000 North King Street

Wilmington, Delaware 19801 Telephone: (302) 571-6600

Facsimile: (302) 571-1253 Email: eharron@ycst.com

Counsel to the Future Claimants' Representative

Order Filed on March 3, 2021 by Clerk **U.S. Bankruptcy Court District of New Jersey** 

In re:

DURO DYNE NATIONAL CORP., et al., 1

Debtors.

Chapter 11

Case No. 18-27963 (MBK)

Jointly Administered

ORDER ALLOWING SEVENTH INTERIM AND FINAL APPLICATION OF LAWRENCE FITZPATRICK FOR ALLOWANCE OF COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES AS THE LEGAL REPRESENTATIVE FOR FUTURE ASBESTOS PERSONAL INJURY CLAIMANTS FOR (I) THE INTERIM PERIOD FROM AUGUST 1, 2020 THROUGH NOVEMBER 30, 2020 AND (II) THE FINAL PERIOD FROM SEPTEMBER 7, 2018 THROUGH DECEMBER 31, 2020

The relief set forth on the following page, numbered two (2) through three (3), is hereby ORDERED.

DATED: March 3, 2021

United States Bankruptcy Judge

Case 18-27963-MBK Doc 1461 Filed 03/05/21 Entered 03/06/21 00:21:12 Des Imaged Certificate of Notice Page 2 of 6

Page: 2

Debtors: Duro Dyne National Corp., et al.

Case No. 18-27963 (MBK)

Caption: Order Allowing Seventh Interim and Final Application of Lawrence Fitzpatrick as the Legal Representative for Future Asbestos Claimants for Allowance of Compensation and Reimbursement of Expenses for (I) the Interim Period from August 1, 2020 through December 31, 2020 and (II) the Final Period from September 7, 2018 through December 31, 2020

Upon the Seventh Interim and Final Application of Lawrence Fitzpatrick as the Legal Representative for Future Asbestos Personal Injury Claimants for Allowance of Compensation and Reimbursement of Expenses Incurred for Professional Services Rendered for the (I) Interim Period From August 1, 2020 through December 31, 2020 and (II) the Final Period from September 7, 2018 through December 31, 2020 (the "Application"); and due and proper notice of the Application having been given; and it appearing that no other or further notice is required; and it appearing that the Court has jurisdiction to consider the Application in accordance with 28 U.S.C. §§ 157 and 1334 and the Standing Order of Reference to the Bankruptcy Court Under Title 11, dated September 18, 2012 (Simandle, C.J.); and it appearing that venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409; and it appearing that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and it appearing that the fees and expenses requested in the Application are reasonable and for necessary services provided during the Interim Period and the Final Period,

#### IT IS HEREBY ORDERED THAT:

- 1. The Application is granted as provided herein.
- 2. The Future Claimants' Representative is hereby allowed (i) compensation for services rendered in the sum of \$6,968.00 and reimbursement of expenses incurred in the sum of \$0.00 for the Interim Period, and is hereby allowed (ii) compensation for services rendered in

<sup>&</sup>lt;sup>2</sup> Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Application. 23957973.10

Case 18-27963-MBK Doc 1461 Filed 03/05/21 Entered 03/06/21 00:21:12 Desc Imaged Certificate of Notice Page 3 of 6

Page: 3

Debtors: Duro Dyne National Corp., et al.

Case No. 18-27963 (MBK)

Caption: Order Allowing Seventh Interim and Final Application of Lawrence Fitzpatrick as the Legal Representative for Future Asbestos Claimants for Allowance of Compensation and Reimbursement of Expenses for (I) the Interim Period from August 1, 2020 through December 31, 2020 and (II) the Final Period from September 7, 2018 through December 31, 2020

the sum of \$119,496.00 and reimbursement of expenses incurred in the sum of \$74.00 for the Final Period.

- 3. The Debtors are authorized and directed to make payment of the outstanding amount of such sums to the Future Claimants' Representative within ten (10) days of the entry of this Order.
- 4. This Court shall retain jurisdiction over any and all matters arising from or related to the interpretation and/or implementation of this Order.

## Case 18-27963-MBK Doc 1461 Filed 03/05/21 Entered 03/06/21 00:21:12 Des Imaged Certificate of Notice Page 4 of 6

United States Bankruptcy Court
District of New Jersey

In re: Case No. 18-27963-MBK

Duro Dyne National Corp. Chapter 11

Debtor

CERTIFICATE OF NOTICE

District/off: 0312-3 User: admin Page 1 of 3
Date Rcvd: Mar 03, 2021 Form ID: pdf903 Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol Definition

+ Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS

regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 05, 2021:

Recipi ID Recipient Name and Address

db + Duro Dyne National Corp., 100 Horizon Center Boulevard, Hamilton, NJ 08691-1910

TOTAL: 1

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

# **BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

### NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 05, 2021 Signature: /s/Joseph Speetjens

### CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 3, 2021 at the address(es) listed below:

Name Email Address

Allyson M. McKinstry

on behalf of Interested Party Federal Insurance Company amckinstry@crowell.com

Carolyn Lachman

on behalf of Creditor Pension Benefit Guaranty Corp lachman.carolyn@pbgc.gov efile@pbgc.gov

Christina Salem

on behalf of Interested Party The North River Insurance Company christina.salem@kennedyscmk.com

Christina Salem

on behalf of Interested Party Hartford Accident and Indemnity Company christina.salem@kennedyscmk.com

Daniel Keller

on behalf of Interested Party Daniel Keller dkeller@kfjlegal.com

Daniel Stolz

on behalf of Creditor Sheet Metal Air, Rail & Transportation Workers International Association, AFL-CIO

Case 18-27963-MBK Doc 1461 Filed 03/05/21 Entered 03/06/21 00:21:12 Imaged Certificate of Notice Page 5 of 6

District/off: 0312-3 User: admin Page 2 of 3 Date Rcvd: Mar 03, 2021 Total Noticed: 1 Form ID: pdf903

dstolz@genovaburns.com, dstolz@ecf.inforuptcy.com; msousa@genovaburns.com, dstolz@ecf.inforuptcy.com, dstolz@ecf.inforupt

Daniel Wagner London, I

on behalf of Interested Party MidStates Reinsurance Corporation dlondon@londonfischer.com

Denise E. Carlon

on behalf of Loss Mitigation Shellpoint Mortgage Servicing dcarlon@kmllawgroup.com bkgroup@kmllawgroup.com

Desc

Edwin J Harron

on behalf of Attorney Young Conaway Stargatt & Taylor LLP eharron@ycst.com, dlaskin@ycst.com

Edwin J Harron

on behalf of Other Prof. Lawrence Fitzpatrick dlaskin@ycst.com

Jeff Kahane

on behalf of Interested Party MidStates Reinsurance Corporation jkahane@duanemorris.com dmartinez@duanemorris.com

Jeffrey A. Cooper

on behalf of Creditor 4 Site LLC jcooper@rltlawfirm.com, cooperatty@aol.com;rgaydos@rltlawfirm.com

Jeffrey D. Prol

on behalf of Debtor Duro Dyne National Corp. jprol@lowenstein.com dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Interested Party Duro Dyne Machinery jprol@lowenstein.com dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Attorney Lowenstein Sandler LLP jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Interested Party Duro Dyne West jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Debtor Duro Dyne West Corp. jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Debtor Duro Dyne Machinery Corp. jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Interested Party Duro Dyne Midwest jprol@lowenstein.com dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Interested Party Duro Dyne Corporation jprol@lowenstein.com dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Debtor Duro Dyne Corporation jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Other Prof. Getzler Henrich & Associates LLC jprol@lowenstein.com, dclauss en@lowenstein.com; lowenstein@ecfalerts.com; bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Debtor Duro Dyne MidWest Corp. jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Attorney Cort T. Malone jprol@lowenstein.com

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey D. Prol

on behalf of Noticing Agent BMC Group Inc. jprol@lowenstein.com,

dclaussen@lowenstein.com;lowenstein@ecfalerts.com;bnathan@lowenstein.com

Jeffrey M. Sponder

on behalf of U.S. Trustee U.S. Trustee jeffrey.m.sponder@usdoj.gov jeffrey.m.sponder@usdoj.gov

John A. Fialcowitz

on behalf of Attorney Caplin & Drysdale Chartered john@fialcowitzlaw.com

John A. Fialcowitz

on behalf of Other Prof. Charter Oak Financial Consultants LLC john@fialcowitzlaw.com

John A. Fialcowitz

on behalf of Spec. Counsel Gilbert LLP john@fialcowitzlaw.com

Case 18-27963-MBK Doc 1461 Filed 03/05/21 Imaged Certificate of Notice Entered 03/06/21 00:21:12 Page 6 of 6

Desc

District/off: 0312-3 User: admin Page 3 of 3 Date Rcvd: Mar 03, 2021 Form ID: pdf903 Total Noticed: 1

John A. Fialcowitz

on behalf of Attorney The Law Office of John A. Fialcowitz LLC john@fialcowitzlaw.com

John A. Fialcowitz

on behalf of Creditor Committee Official Committee of Asbestos Claimants john@fialcowitzlaw.com

Jordan E. Jacobson

on behalf of Creditor Pension Benefit Guaranty Corp jacobson.jordan@pbgc.gov efile@pbgc.gov

Kami Elizabeth Quinn

on behalf of Creditor Committee Official Committee of Asbestos Claimants quinnk@gotofirm.com

Karl J. Norgaard

on behalf of Unknown Role Type Undisclosed Interested Party knorgaard@norgaardfirm.com sferreira@norgaardfirm.com;184grandno@gmail.com;kcimmino@norgaardfirm.com;crose@norgaardfirm.com

Mark S. Lichtenstein

on behalf of Interested Party Federal Insurance Company mark.lichtenstein@akerman.com Reyko.delpino@akerman.com

Matthew B. Heimann

on behalf of Creditor Mestek Inc. and Mestek Machinery, Inc. lrestivo@mccarter.com

Mitchell Hausman

on behalf of U.S. Trustee U.S. Trustee Mitchell.B.Hausman@usdoj.gov

Scott S. Rever

on behalf of Creditor Sheet Metal Air, Rail & Transportation Workers International Association, AFL-CIO srever@genovaburns.com, srever@ecf.inforuptcy.com; dmendez@genovaburns.com; dmendez@ecf.inforuptcy.com; dmendez@

Sean M. Beach

on behalf of Other Prof. Lawrence Fitzpatrick bankfilings@ycst.com

Sommer Leigh Ross

on behalf of Interested Party MidStates Reinsurance Corporation slross@duanemorris.com

AutoDocketWILM@duanemorris.com

Stephen Forte

on behalf of Interested Party Hartford Accident and Indemnity Company stephen.forte@offitkurman.com

bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com

Stephen Forte

on behalf of Interested Party The North River Insurance Company stephen.forte@offitkurman.com

bankruptcy@goodwin.com;bankruptcyparalegal@goodwin.com;awilliams@goodwin.com

U.S. Trustee

USTPRegion03.NE.ECF@usdoj.gov

William E. McGrath, Jr

on behalf of Interested Party Munich Reinsurance America Inc. f/k/a American Re-Insurance Company

wmcgrath@dilworthlaw.com, cchapman-tomlin@dilworthlaw.com

TOTAL: 44